



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
**REGION IX**  
**75 Hawthorne Street**  
**San Francisco, CA 94105-3901**

Russell Smith  
Evoqua Water Technologies  
2523 Mutahar St.  
Parker, Arizona 85344  
Sent Via Email: [russell.smith@evoqua.com](mailto:russell.smith@evoqua.com)

**Subject: Evoqua Water Technologies LLC, Parker, Arizona Facility [USEPA ID No: AZD 982 441 263] Class 1 with Prior Director Approval: Transfer of Operational Control from Evoqua Water Technologies LLC to Desotec US LLC – Modification No. 010 dated March 14, 2023, Supplement to Modification No. 010 dated March 29, 2023, and Second Supplement to Modification No. 010 dated May 4, 2023**

Dear Russell Smith:

United States Environmental Protection Agency, Region 9 (EPA) reviewed the Permit Modification Request No. 010 and both Supplements from Evoqua Water Technologies LLC (EWT) that have been submitted in accordance with Permit Condition I.G.9.a of the Final RCRA Permit. Permit Modification Request No. 010 was dated March 14, 2023, Supplement to Modification No. 010 was dated March 29, 2023, and Second Supplement to Modification No. 010 was dated May 4, 2023.

Modification Request No. 010 which requests the facility ownership change is a RCRA Class 1 permit modification request that requires prior Director approval in accordance with 40 CFR § 270.42.

EPA's understanding from the permit modification request is that Evoqua intends to transfer its operational control of the Facility to Desotec US LLC ("Desotec") effective on or about June 1, 2023. As of the transfer date, Evoqua's responsibility for the operation of the Facility will transfer to Desotec. This transaction does not affect the position of the Colorado River Indian Tribes, which will remain a co-permittee as the Facility owner under the Permit. In accordance with 40 CFR §§ 270.40 and 270.42, this permit modification package is classified as a Class 1 modification requiring the approval of the Director.

In the same request, Evoqua asked EPA to replace all references to Evoqua in the Permit with references to Desotec, as of June 1, 2023, the effective date of this change. Evoqua will continue to comply with the requirements of 40 CFR Part 264, Subpart H (financial assurance) while Desotec submits its own financial assurance documentation for EPA review, in compliance with the requirements of 40 CFR § 270.40(b). A Class 1 permit modification with Director approval requires a notice of the modification to all persons on the Facility mailing list within 90 days of the date the Director approves the request, in accordance with 40 CFR § 270.42(a)(1)(ii). In addition, the Permit modification will be posted at the follow electronic address: <http://www.evoqua.com/en/about/service-locations/Pages/Parker-AZ-Permits.aspx>

This electronic address will be used until Desotec initiates its own website to replace this website as the Desotec Information Repository as is required by the RCRA Permit, Condition I.J.

This permit modification request was reviewed, is acceptable and is hereby approved. Please note that the notification required by 40 CFR § 270.42(a)(1)(ii) must be completed within 90 calendar days after the date of this letter.

If you have questions about this letter, please feel free to contact Sharon Lin, Permit Section Supervisor, at (415) 972-3446 or via email at [lin.sharon@epa.gov](mailto:lin.sharon@epa.gov) or Mike Zabaneh, EPA's Project Manager for the Evoqua RCRA Permit, at (415) 972-3348 or via email at [zabaneh.mike@epa.gov](mailto:zabaneh.mike@epa.gov).

Sincerely,

*for* Claire Trombadore  
Acting Director  
Land, Chemicals and Redevelopment Division

cc: Amelia Flores, Chairwoman, CRIT Tribal Council (via email)  
Dwight Lomayesva, Vice Chairman, CRIT Tribal Council (via email)  
Josephine Tahbo, Treasurer, CRIT Tribal Council (via email)  
Johnson Fisher, Secretary, CRIT Tribal Council (via email)  
Robert "Bobby" Page, Council Member, CRIT Tribal Council (via email)  
Tommy Drennan, Council Member, CRIT Tribal Council (via email)  
Jaymee Moore, Council Member, CRIT Tribal Council (via email)  
Anisa Patch, Council Member, CRIT Tribal Council (via email)  
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Guthrie Dick, Director, CRIT Environmental Protection Office (via email)  
Rebecca Loudbear, Esq. Attorney General, CRIT (via email)  
Tashina Harper, Executive Secretary to CRIT Chairwoman (via email)  
Josephina Rivera, CRIT Environmental Protection Office (via email)  
Koen Dewaelsche, Desotec US, LLC  
Mathias Meersseman, Desotec US, LLC